

# Cooper & Kirk

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A Professional Limited Liability Company

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Daniel S. Noble, Esq.  
Senior Investigative Counsel (Majority)  
House Permanent Select Committee on Intelligence  
The Capitol (HVC-304)  
Washington, D.C. 20515

Dear Mr. Noble:

We have received just now your clients' letter reiterating their position that the House's subpoena commanding Dr. Kupperman's testimony is "lawful," that President Trump's contrary assertion of testimonial immunity for Dr. Kupperman is "baseless," and that "there is no valid or justiciable legal claim for [Dr. Kupperman] to make to a court to prevent his appearance." We want to assure your clients, again, that it is not Dr. Kupperman who contests your clients' constitutional claim. It is President Trump, and every President before him for at least the last half century, who have asserted testimonial immunity for their closest confidential advisors. If your clients' position on the merits of this issue is correct, it will prevail in court, and Dr. Kupperman, I assure you again, will comply with the Court's judgment.

Sincerely,



Charles J. Cooper